IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF NOVEMBER,
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 20176 of 2004

Between:

Bodige Venkatesham, S/o. Pentaiah,
Gattuppala Village, Chandur Mandal, Nalgonda District.

..... PETITIONER

AND

1. The Superintendent of Police, Nalgonda District, Nalgonda.
2. The Sub-Inspector of Police, Chanduru, Nalgonda District.
3. Karnati Aruna, W/o. Ashok,
   Gattuppala Village, Chanduru Mandal, Nalgonda District.
4. Karnati Ashok, S/o. Not Known,
   Gattuppala Village, Chanduru Mandal, Nalgonda District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus or any other appropriate Writ order or direction declaring the action of the respondents No.1 and 2 in not taking the action upon complaint filed by the petitioner dated 14-9-2004 and 24-9-2004 even though the allegations in the said complaint constitutes the offences punishable under cognizable and non-bailable offences against the respondents No.3 and 4 as arbitrary, illegal, null and void and violtive of Articles 14, 19 and 21 of the Constitution of India and also violative of the provisions of the Criminal procedure code, consequently direct the respondents No.1 and 2 to take necessary action against the respondents No.3 and 4 basing upon the complaint filed by the petitioner dated 14-9-2004 and 24-9-2004 which constitutes the offences cognizable and non-bailable.

Counsel for the Petitioner:MR.K.VENUMADHAV

Counsel for the Respondent Nos.1 and 2: GP FOR HOME

Counsel for the Respondent Nos.3 and 4:…

The Court at the admission stage made the following :

ORDER:

This writ petition is filed seeking to declare the alleged action on the part of the respondents 1 and 2 in not taking necessary steps on the basis of the complaint made by the petitioner dated 14.09.2004 and 24.09.2004 as arbitrary and illegal.

As can be seen from the material on record, the petitioner lodged a complaint with the second respondent-Sub-Inspector of Police, Chanduru, Nalgonda District, on 14.09.2004 making certain allegations against the respondents 3 and 4. Since the second respondent failed to take any action, the petitioner lodged a further complaint with the first respondent- Superintendent of Police, Nalgonda District, Nalgonda, on 24.09.2004. A copy of the said complaint, placed before this Court, shows that the first respondent made an endorsement on the said complaint directing the second respondent to register a case and take further steps. However, the grievance of the petitioner is that, the second respondent failed to take any action and no further steps have been taken so far on the basis of his complaint. Hence this writ petition.

Having heard the learned counsel for the petitioner, and the learned Government Pleader appearing for the respondents 1 and 2, the writ petition is disposed of with a direction to the second respondent to take appropriate action in terms of the directions of the first respondent dated 24.09.2004, as expeditiously as possible, preferably within a period of one week from the date of receipt of this order. No costs.

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03-11-2004

Note: Issue CC., in two days.

(B/O)

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To

1. The Superintendent of Police, Nalgonda District, Nalgonda.
2. The Sub-Inspector of Police, Chanduru, Nalgonda District.

3. Two C.Cs to the G.P. for Home, High Court Buildings,Hyderabad

(OUT).

4. Two C.D.copies.